IN THE HIGH COURT OF JUDICATURE
ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR JUSTICE J.CHELAMESWAR
and
THE HON'BLE MR JUSTICE D.APPA RAO

WRIT PETITION NO : 19392 of 2006

Dated: 25th September 2006.

Between:

Kommavarapu Issak and another .. Petitioner

And

The Superintendent of Police,
Khammam District and three others .. Respondents

ORAL ORDER: (per JC,J)

Writ Petition is filed with the prayer as follows :

"For the reasons stated in the accompanying affidavit, the petitioner herein prays that this Hon'ble Court may be pleased to issue an appropriate Writ more particularly one in the nature of Writ of Habeas Corpus directing the respondents to trace out Smt. Satari Annapurnamma @ Annamma and release from the illegal confinement of 4th respondent and produce before this Hon'ble Court and set

her free and to pass such other order or orders as this Hon'ble Court deems fit and proper in the circumstances of the case."

The 1st petitioner is the father and the 2nd petitioner is the husband of one Annapurnamma @ Annamma. The substance of the writ petition is that the 4th respondent herein forcefully took away the above mentioned Annapurnamma. Both the petitioners complain that they lodged a complaint to the police on 19.8.2006. The respondents – police officers are refusing to register the crime and take any interest in the matter.

Notice before admission was ordered on 20.9.2006.

At 10.30 AM in the morning, a mention was made on behalf of the learned Advocate General appearing for the respondents 2 and 3 stating that the matter be taken up today as the alleged detenue Smt. Annapurnamma was traced out and is being produced in the court today. Accordingly, the matter was taken up at 1 PM in the chambers of one of us. On an examination, the alleged detenue stated before us that the allegation made by the petitioners that the 4th respondent forcefully took her away is false. Owing to the differences between her husband and herself, she left the marital home voluntarily and been living with some relatives in Vijayawada eversince. She apprehends danger in the hands of the 2nd petitioner and does not wish to go back to the petitioners.

In the circumstances, we do not see any merits in the writ petition and the same is therefore dismissed.

(J.CHELAMESWAR, J)

(D.APPA RAO,J)

25th September, 2006.

Knk